

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

BARBARA KALANIKIEKIE KAAPUNI,)	CIVIL NO. CV 04-00449 SOM
et. al.,)	LEK
)	
Plaintiffs,)	
)	AFFIDAVIT OF THOMAS M.
vs.)	PHILLIPS
)	
CARLTON HELM, et. al.,)	
)	
Defendants.)	
)	

AFFIDAVIT OF THOMAS M. PHILLIPS

STATE OF HAWAII)
) SS.
COUNTY OF MAUI)

THOMAS M. PHILLIPS, being first duly sworn upon oath,
deposes and says:

1. I am the Chief of Police for the County of Maui. I have been the Chief of Police for the County of Maui since August 1998.

2. Unless otherwise stated, I make this affidavit upon personal knowledge and am competent to testify to the matters stated herein.


3. The Maui Police Department is in possession of \$5,085.00 in U.S. currency.

4. Based upon information and belief, the \$5,085.00 U.S.

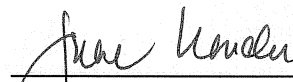
currency in possession of the Maui Police Department was recovered from the Kaapuni residence during the execution of a search warrant on January 24, 2004.

5. A true and accurate copy of the Maui County Police Department Property Report, which documents the \$5,085.00 recovered by the Maui Police Department, is attached hereto as Exhibit "A."

FURTHER AFFIANT SAYETH NAUGHT.


THOMAS M. PHILLIPS

us
Subscribed and sworn to before
me this th day of August, 2006.


NOTARY PUBLIC, State of Hawaii
Print name: June Nouchi
My commission expires: 9.28.07